

CX 52: Summary of Penalty Amounts for the Importance to the Regulatory Scheme Penalty Factor by Fleet/Violation Count

	Fleet Name	Penalty Amount (\$)	Penalty Amount Explanation	Source(s) of Evidence in Record ¹
1	Alban Asani	500	2011 or newer model year truck in CY 2020.	CX 7 at 3, line 53 (calendar year ("CY") 2020 truck trip) (handwritten number to left of fleet owner name is unit number (3193)). For CY 2020, CX 7e at 4 (unit 3193, a 2015 model year ("MY") truck).

¹ The handwritten notations in CX 7 regarding unit identification numbers and truck model years are discussed in CX 43 at 19 and 31, and in CX 43 at 21. In CX 43 at 19 and 31, an EPA staff person wrote the following to Respondent: "[W]e previously understood that the unit ID in the attached spreadsheet PDF corresponded to the unit ID in the Texas IRP forms Norco shared with us, which enabled us to determine the VIN number and truck model year." In CX 43 at 21, representative for Respondent wrote: "The numbers immediately to the right of the fleet owners' names in the spreadsheet are the truck tractor model years."

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2	Albano Sula	1000	Missing information for CY 2019 truck trip referenced in CX 7 at 3, line 68; unable to confirm whether truck complied with TBR compliance schedule (\$1,000 penalty). Other MY 2011 or later trucks driven in CA in 2019-2021.	<p>CX 7 at 3, line 65 (for CY 2019 truck trip) (handwritten note to left of fleet owner name is unit number (4230); handwritten note in CY 2020 cell states “not here in 20”). For CY 2019, CX 7c at 11 (unit 4230, a 2015 MY truck).</p> <p>CX 7 at 3 line 68 (CY 2019, 2020 truck trips) (handwritten note, “4311” next to CY 2020 truck trip entry is unit number). No information on CY 2019 truck trip referenced in CX 7 at 3, line 68. For CY 2020 truck trip, CX 7e at 16 shows a 2017 MY truck (unit 4311).</p> <p>CX 7 at 3, line 78 (CY 2019 truck trip) (handwritten number to left of fleet name is unit number (4209)); CX 7c at 15 for CY 2019 shows a 2011 MY truck (unit 4209).</p> <p>CX 7 at 4, line 84 (CY 2021 truck trip) (handwritten number in CY 2021 cell of row 84, “4331,” is the unit number). For CY 2021, CX 7f at 14 shows a MY 2015 truck (unit 4331).</p>

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3	Alberto Gonzalez/Alberto Gonzales	1000	Could not locate truck MY information for CX 7 at 3, line 72, truck in CY 2019 or CX 7 at 4, line 85, truck in CY 2020, therefore missing information and unable to confirm whether truck complied with TBR compliance schedule (\$1,000 penalty). Combined Alberto Gonzales and Alberto Gonzalez.	<p>CX 7 at 3, line 72 (CY 2019 truck trip).</p> <p>CX 7 at 4, line 85 (CY 2020 truck trip). Handwritten note to the left of fleet owner name is unit number (4309). Handwritten notation in CY 2021 cell on line 85 states “no CA loads.”</p> <p>CX 7 at 4, line 88. Handwritten note in CY 2021 cell on line 88 states “no CA loads.”</p>
4	Alfonso Gonzales	500	2013 MY truck driven in CA in 2019, 2021.	CX 7 at 2, line 11 (CY 2019, 2021 truck trips) (handwritten number to left of fleet owner name is unit number (2531), to the right is truck MY (“13”)); CX 7c at 20 (for CY 2019) (unit 02531); CX 7d at 2 (for CY 2021) (unit 02531).
5	AMP Transportation	1000	Missing information for truck trip in CY 2019; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 2, line 32 (CY 2019 truck trip).
6	Beto Rivera	1000	Missing information for CY 2020 truck trip; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 4, line 83 (CY 2020 truck trip).

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7	Bill Keller	1000	Missing information for the type of truck used in CY 2019, 2020, and 2021 trips; unable to confirm whether truck complied with TBR compliance schedule (\$1,000 penalty).	CX 7 at 2, line 22 (CY 2019, 2020, 2021 truck trips). Unable to locate unit number (which is handwritten to the left of the fleet owner name (2806)) in CX 7c (CY 2019), 7d (CY 2018-2019), 7e (CY 2020), or 7f (CY 2021).

8	Bobby Ashcraft	1000	<p>CX 7 at 2, line 17: missing information on the type of truck in CY 2019; unable to confirm whether truck complied with TBR compliance schedule (\$1,000 penalty).</p> <p>CX 7 at 2, line 20: 2005 MY truck in CY 2019 (\$1,000 violation for pre-2011 MY truck).</p> <p>CX 7 at 2, line 21: 2005 MY truck in CY 2019 (\$1,000 violation for pre-2011 MY truck).</p> <p>CX 7 at 3, line 41: missing information for CY 2019; unable to confirm whether truck complied with TBR</p>	<p>CX 7 at 2, line 17 (2019 truck trip) (handwritten notes in line 17 indicate unit number (2914 and/or 3089) for CY 2019 truck trip.</p> <p>CX 7 at 2, line 20 (CY 2019 truck trip), handwritten note on CY 2019 column is unit number (2714 and/or 2742); CX 7c at 13 (for CY 2019) is unit 2714, a 2005 MY truck.</p> <p>CX 7 at 2, line 21 (CY 2019 truck trip), handwritten note to left of fleet owner is unit number (2714); CX 7c at 13 (for CY 2019) (unit 2714, a 2005 MY truck)</p> <p>CX 7 at 3, line 41 (CY 2019 truck trip), handwritten note to left of fleet owner is unit # (2741).</p>
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			compliance schedule (\$1,000 penalty).	
9	Bonifacio Gutierrez Garcia	1000	Missing information for CY 2020; unable to confirm whether truck complied with TBR compliance schedule (\$1,000 penalty).	CX 7 at 4, line 92 (CY 2020 truck trip) (handwritten number to left of fleet owner name is unit # (4292)).
10	Brian Morrison	500	2011 or newer model year truck for CY 2020 and 2021 truck trips in CA.	CX 7 at 4, line 94 (CY 2020, 2021 trips) (handwritten number to left of fleet owner name is unit # (4315)). For CY 2020, CX 7e at 16, unit 4315, is a 2016 MY truck. For CY 2021, CX 7f at 11 is a 2016 MY truck.

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11	Carlos Galdamez	1000	2006 MY truck driven in CA in CY 2020, 2021; 2010 MY truck driven in CA in 2019. (\$1,000 violation for pre-2011 MY truck.)	<p>CX 7 at 2, line 28 (CY 2019, 2020, 2021 truck trips) (handwritten number to left of fleet owner name is unit number (2899), to the right is truck MY ("10")). Handwritten unit numbers are also written in the CY 2021 cell of row 28 (2899, 3137).</p> <p>CX 7 at 3, line 52 (CY 2019, 2020) (handwritten number to left of fleet owner name is unit number (3190)).</p> <p>CX 7c at 18 (for CY 2019) (unit 02899, a 2010 MY truck).</p> <p>CX 7c at 9 (for CY 2019) (unit 3190, a 2014 MY truck).</p> <p>CX 7e at 12 (for CY 2020) (unit 2899, a 2006 MY truck).</p> <p>CX 7e at 4 and 16 (for CY 2020) (unit 3190, a 2013 MY truck).</p> <p>CX 7f at 3 (for CY 2021) (unit 2899, a 2006 MY truck). CX 7f at 4 (also for CY 2021) (unit 3137, a 2013 MY truck).</p>
12	Carlos Mercado	1000	Missing information for CY 2020 trip in CA; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 4, line 93 (CY 2020 truck trip).

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13	Dain Thompson	500	2011 or newer model year truck trips in CA in CY 2020.	CX 7 at 3, line 47 (CY 2020 truck trip) (handwritten number to left of fleet owner name is unit number (3206)); in CY 2020, CX 7e at 9, a 2012 MY truck (unit 3206). CX 7 at 3, line 56 (CY 2020 truck trip) (handwritten number to left of fleet owner name is unit number (3206)); in CY 2020 CX 7e at 9, a 2012 MY truck (unit 3206).
14	Derrick Harris	500	2011 or newer model year truck in CY 2020, 2021 trips in CA.	CX 7 at 4, line 91 (CY 2020, 2021 truck trips) (handwritten number to left of fleet owner name is unit # (4311)). For CY 2020, CX 7e at 16, unit 4311, is a MY 2017 truck. For CY 2021, CX 7f at 10, unit 4311, is a MY 2017 truck.
15	Emile Nsengimana	500	2011 or newer model year truck driven in CA in CY 2020.	CX 7 at 3, line 59 (CY 2020 truck trip) (handwritten number to left of fleet owner name is unit (3229)); CX 7e at 14, 2016 MY truck in CY 2020 (unit 3229).
16	Frank Rodriguez	500	2011 or newer model year truck driven in CA in 2019.	CX 7 at 2, line 29 (for CY 2019 truck trip) (handwritten number to left of fleet owner name is unit (2969), to the right is truck MY (2011)); CX 7c at 18, a 2011 MY truck in CY 2019 (unit 2969).
17	Gjon Sula	1000	Missing information for CY 2021 truck trips in CA; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 4, line 96 (CY 2021 truck trip).
18	Gustavo Sanchez	500	2011 or newer model year truck trip in CA in CY 2020.	CX 7 at 3, line 57 (CY 2020 truck trip) (handwritten number to the left of fleet owner name is unit number (3224), to the right is truck MY (2012)); CX 7e at 11 (unit 3224, a 2012 MY truck).

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19	Highway Haulers	1000	Missing information; unable to confirm whether truck complied with TBR compliance schedule in CY 2019, 2020, and 2021.	<p>CX 7 at 4, line 98 (for 2019, 2020, 2021 truck trips) (handwritten numbers in CY 2019, 2020, 2021 cells of line 98 are truck unit numbers).</p> <p>CY 2019: Unit #8061: CX 7c at 5, 2015 MY truck Unit #8062: CX 7c at 4, 2015 MY truck Unit #8065: CX 7c at 3, 2015 MY truck Unit #8106: Missing</p> <p>CY 2020: Unit #8056: Missing Unit #8058: Missing Unit #8062: CX 7e at 4, 2015 MY truck Unit #8065: CX 7e at 2, 2015 MY truck</p> <p>CY 2021: Unit #8056: Missing Unit #8058: Missing Unit #8062: CX 7f at 9, 2015 MY truck Unit #8065: CX 7f at 9, 2015 MY truck</p>
20	Jacqueline Zazo	1000	Missing information for CY 2020 and CY 2021 truck trips; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 4, line 89 (CY 2020, 2021 truck trips).

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21	John Grady	1000	Missing information for CY 2019, 2020 truck trips in CA; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 3, line 71 (CY 2019, 2020 truck trips). No further information on CY 2019 or CY 2020 truck trips in CA.
22	Jose Mendoza	1000	<p>CX 7 at 2, line 26, CY 2019: 2007 MY truck (\$1,000 violation for pre-2011 MY truck).</p> <p>CX 7 at 2, line 26, CY 2020: 2007 MY truck (\$1,000 violation for pre-2011 MY truck), and 2011 MY truck.</p> <p>CX 7 at 2, line 26: CY 2021: 2011 MY truck.</p>	<p>CX 7 at 2, line 26 (CY 2019, 2020, 2021 truck trips) (handwritten number to the left of fleet owner name is unit number (2857), to the right is the MY of the truck driven in CY 2021 (2011)). CX 7c at 18 for CY 2019 (unit 2857, a 2007 MY truck)</p> <p>CX 7e at 6 and 7 (unit numbers 2857 and 02857, which are 2007 and 2011 trucks, respectively). In CX 43 at 22 and 30, Respondent's President confirms Complainant's assessment that Jose Mendoza switched from a 2007 MY truck to a 2011 MY truck in CY 2020.</p> <p>CX 7f at 16 (unit 02857, a 2011 MY truck) in CY 2021.</p>

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23	Jumarcus Askew	500	2011 or newer model year trucks driven in CY 2020, 2021 CA trips.	<p>CX 7 at 3, line 55 (CY 2020, 2021 truck trips) (handwritten numbers to the left and right of fleet owner name are unit numbers (3234, 3265)); CX 7e at 18 for CY 2020 (unit 3234, a 2015 MY truck).</p> <p>CX 7f at 6 for CY 2020 (unit 3234, a 2015 MY truck); CX 7f at 15 for CY 2020 (unit 3265, a 2017 MY truck).</p> <p>CX 7 at 3, line 60 (CY 2020, 2021 truck trips) (handwritten number to the left of fleet owner name is unit #); CX 7e at 18 for CY 2020 (unit 3234, a 2015 MY truck).</p> <p>CX 7f at 6 for CY 2020 (unit 3234, a 2015 MY truck).</p>
24	Karam Singh	1000	MY 2007 truck driven in CA in 2020, no additional emissions control information.	CX 7 at 2, line 4 (CY 2020 trip) (handwritten number to left of fleet owner name is unit (2478), to the right is truck MY (2007)); CX 7e at 3 for CY 2020 truck trip (unit 2478).
25	Larry Hester	1000	Missing information for CY 2020 truck trip; unable to confirm whether truck complied with TBR compliance schedule. In 2021, MY 2013 truck driven in CA.	CX 7 at 3, line 61 (CY 2020, 2021 truck trips) (handwritten number to left of fleet owner name is unit number (3240)); CX 7f at 17 (unit 3240, a 2013 MY truck in CY 2021).
26	Leonard Green	500	MY 2012 truck driven in California in 2019, 2020.	CX 7 at 2, line 7 (CY 2019, 2020 truck trips) (handwritten number to left of fleet owner name is unit number (2184), to the right is truck MY (2012)); CX 7c at 12 and CX 7d at 3 (for CY 2019) (unit 2184); CX 7e at 6 (for CY 2020) (unit 2184).

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27	Michael Allen	500	2011 or newer model year truck driven in CA in 2019, 2020.	CX 7 at 2, line 33 (for CY 2019, 2020 truck trips) (handwritten number to left of fleet owner name is unit number (3019)). CX 7c at 17, CY 2019 (2013 MY truck) (unit 3019) CX 7e at 7 and 8, CY 2020 (2011 MY truck) (unit 3019)
28	Miguel Zambrano	1000	MY 1998 truck driven in CA in CY 2019, no additional emissions control information (\$1,000 penalty for pre-2011 truck).	CX 7 at 2, line 12 (CY 2019 truck trip) (handwritten number to left of fleet owner name is unit number (2532)); CX 7c at 20 (unit 2532)
29	Omar Solasi	1000	Missing information for CY 2020 on truck type; unable to confirm whether truck complied with TBR compliance schedule. For CY 2021, there are two trucks listed in the TX IRP information: a 2007 truck (a pre-2011 truck) and a 2015 truck. The missing information for CY 2020 and the pre-2011 truck trips in 2021 are the basis for the \$1,000 penalty.	CX 7 at 4, line 86 (CY 2020, 2021 truck trips). Handwritten numbers "4331" and "4297" are unit numbers. For CY 2021, CX 7f at 10 is a 2007 MY truck (unit 4297). Also for CY 2021, CX 7f at 14 is a 2015 MY truck (unit 4331). No information on CY 2020 truck type.

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30	Phayvanh Keobounphanh	1000	Missing information for CY 2021 truck trip; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 4, line 97 (CY 2021 truck trip) (handwritten number "5933" in cell on line 97 is truck unit number).
31	Rafael Sanchez	1000	MY 2007 and 2008 trucks driven in CA in 2019, 2020 and no additional emissions control information, therefore \$1,000 penalty. Also driven into CA was a MY 2011 truck.	<p>CX 7 at 3, line 62 (CY 2019 truck trip) (handwritten number to left of fleet owner name is unit number (4188)); CX 7c at 13 for CY 2019 (unit 4188, a 2007 MY truck).</p> <p>CX 7 at 3, line 66 (CY 2019, 2020 truck trips) (handwritten number in CY 2020 column is unit number for CY 2020 (4317)); CX 7c at 13 (unit 4188, a 2007 MY truck) for CY 2019 OR MISSING (Modified Spreadsheet did not provide a unit number for the CY 2019 entry in CX 7 at 3, line 66). CX 7e at 17 for CY 2020 truck trip referenced in CX 7 at 3, line 66 (unit 4317, a 2008 MY truck).</p> <p>CX 7 at 4, line 82 (for CY 2019, 2020, and 2021 truck trips) (handwritten number to left of fleet owner name is unit number (4282)). CX 7c at 6, for CY 2019 (unit 4282, a 2011 MY truck). CX 7e at 4, for CY 2020 (unit 4282, a 2011 MY truck). CX 7f at 10, for CY 2021 (unit 4282, a 2011 MY truck).</p>
32	Raul Zambrano	1000	MY 2009 truck driven in CA in 2019, no additional emissions control information.	CX 7 at 2, line 5 (CY 2019 truck trips) (handwritten number to left of fleet owner name is unit number (1840), to the right is truck MY ("09")); CX 7e at 20 (unit 1840)

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33	Raymond Washingt	500	CX 7 at 2, line 25: 2015 MY truck in CY 2020 (\$500 penalty)	CX 7 at 2, line 25 (CY 2020 truck trip) (handwritten number to the left of fleet owner name is unit number (2852), to the right is truck MY (2010)) although not able to verify 2010 model year in CX 7e; only able to find unit 02852, which is a 2015 MY truck.
34	Rigo Zambrano	1000	MY 2007 truck driven in CA in 2019, no additional emissions control information. Missing information on truck MY for CY 2020; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 3, line 40 (CY 2019, 2020 truck trips) (handwritten number to the left of the fleet owner name is unit number (3085), to the right is truck MY (2007) for CY 2019. CX 7c at 13, a 2007 MY truck (CY 2019) (unit 3085). Unable to find information about CY 2020 truck trip in CX 7e.
35	Rogelio Robles	1000	Missing information for CY 2019 truck trip; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 3, line 63 (CY 2019 truck trip) (handwritten number to the right of fleet owner is unit number (4142)); no information supplied by Norco on this truck's MY.
36	Sam Halabi	500	2011 or newer model year truck trip in CY 2019.	CX at 2, line 27 (CY 2019 truck trip) (handwritten number to left of fleet owner name is unit number (2862), to the right is truck model year (2012)); CX 7c at 18 (for CY 2019) (unit 02862, a 2012 MY truck).

	Fleet Name	Penalty Amount (\$)	Penalty Amount Explanation	Source(s) of Evidence in Record ¹
37	Saul Contreras	1000	MY 2005 truck driven in CA in 2019 and 2021, no additional emissions control information. Missing information for 2020 truck; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 2, line 13 (CY 2019, 2020, 2021 truck trips) (handwritten number to left of fleet owner name is unit number (2544), to the right is truck MY (2005)); CX 7c at 21 (CY 2019) (unit 02544, 2005 MY truck); CX 7f at 2 (CY 2021) (unit 02544, 2005 MY truck).
38	Seng Rasapatirath	500	2011 or newer model year truck in CY 2019, 2020.	CX 7 at 3, line 48 (CY 2019, 2020 truck trips) (handwritten number to left of fleet owner name is unit number (3172)); CX 7c at 10 (CY 2019), MY 2013 truck (unit 3172). CX 7e at 4, MY 2013 truck in CY 2020 (unit 3172).
39	Tom Orosco	500	2011 or newer model year truck in CY 2020.	CX 7 at 3, line 49 (CY 2020 truck trip) (handwritten number to left of fleet owner name is unit number (3179)); CX 7e at 20, MY 2015 truck in CY 2020 (unit 03179); CX 43 at 24 and 30, indicating 03179 is the correct unit number for this fleet owner.
40	Troy Hopkins	500	2011 or newer model year truck in CY 2020.	CX 7 at 3, line 54 (CY 2020 truck trip) (handwritten number to left of fleet owner name is unit number (3194)); CX 7e at 6 (CY 2020) (unit 3194, a 2012 MY truck).

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41	Victor Hellebuck	1000	MY 2009 truck driven in CA in 2019 and 2021, no additional emissions control information. (Pre-2011 truck results in \$1,000 penalty for this fleet.) MY 2013 truck driven in CA in 2019, 2020, 2021.	CX 7 at 2, line 15 (CY 2019, 2021 truck trips) (handwritten number to left of fleet owner name is unit number (2656), to the right is truck MY (2009)); CX 7c at 19 (CY 2019) (unit 2656, MY 2009 truck); CX 7f at 12 (CY 2021) (unit 2656, MY 2009 truck) CX 7 at 3, line 43 (CY 2019, 2020, 2021 truck trips) (handwritten number to the left of fleet owner name and in columns for CYs 2019, 2020, and 2021 is unit number (3137) handwritten “(13)” in CY 2020 is truck MY); CX 7c at 8 (CY 2019) (unit 3137, MY 2013); CX 7e at 5 (CY 2020) (unit 3137, MY 2013); CX 7f at 4 (CY 2021) (unit 3137, MY 2013).
42	Walter Boyce	1000	Missing information on truck MY for CY 2019 truck trip in CA; unable to confirm whether truck complied with TBR compliance schedule.	CX 7 at 3, line 42 (CY 2019 truck trips) (handwritten number to the left of fleet owner name is unit number (3161)).
43	Wilson Sosa	1000	MY 1999 truck driven in CA in 2020.	CX 7 at 3, line 76 (CY 2019 truck trip) (handwritten number to the left of fleet owner name is unit number (4189)). CX 7c at 13, CY 2020, is a MY 1999 truck (unit 4189).
	TOTAL	35,000		